App. F. IX-4

19 56-57
(CB)

File No. 262-56

Serial Nos. 1

Previous References.
CB 438-48-1
CB 15-49-4
291-49-1
291-49-2
Later References.
CR

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

✓

Part B for Oct 1956

SUBJECT

Representation of Sri D. Venkata Swamy, Deputy General Manager, Govt Road Transport Dept, Bangalore for treating the Period during which he held the post of General Manager as on L.P.T., Basis, entitled to the Special Allowance drawn by him during that period.

MD 10785-88/CB 262-56-1

D. 25.10.56

To

The General Manager
Mysore Road Transport Service.

The Accountant General, Madras (A.D.)

Sri D. Venkata Swamy
General Manager, M.S.R.T.S.

12/11/56

Representation of Sri D. Venkataswamy B.Sc. 4338/CB.

Serial No.

Letter No. M-R-T. 6207/49-50. dt 4/3/50 from the General Manager, Mysore Govt Road Transport, forwards the representation of Sri D. Venkataswami, B.Sc., Dy. G.M. Road Transport requesting that the period during which he held the office of the G.M. may be treated to have been held on S.P.T. Basis on full Salary of the appointment without prejudice to the D.A. drawn by him during that period.

Sri K.M. Narasimhiah, who was the General Manager G.R.T. Deptt. was posted on the Econ. Secy to Govt in Notn dated 9-4-49. It was also directed therein that Sri D. Venkataswami, be in additional charge of the duties of the Genl. Manager & the look charge of the office on 18/4/49. In view of the additional charge he held he was allowed in G.O. dt 15/7/49 to draw a charge allowance of Rs 80/- P.M. This officer was in additional charge of the Genl. Manager from 18/4/49 to 18/2/50, both days inclusive,

2) The representation of this officer is that the appointment of which he was in additional charge ~~may be deemed~~ during the said period may be deemed to have been held by him on S.P.T. basis and the benifit of the full salary of the appointment viz Rs 800/- P.M allowed to him on a special case (without prejudice to his D.A. of Rs 100/- P.M. & charge allowance of Rs

NOTE—Conte. Sheet

P.T.O

Representation of Sri D. Venkata Swami B.Sc.

(20)

File No. 4338/ER of 195 . | General and Revenue Secretariat.

Serial No.

Rs 80/- was allowed to be drawn by this officer. But he represents that it is not commensurate with the onerous duties and responsibilities devolved on him.

3) Article Section 65 of the M.S.R. under which his claim is preferred provides for such arrangements viz. this officer being treated as appointed substantively pro tempore on full pay without prejudice to the lien of the absentee (ie., G.M.) in place of the absentee (ie., Gen Manager) who has not drawn any part of the pay of the appointment and if the officer holds the office for 6 month or more. The present case satisfies the rules laid down in Art. 65 M.S.R. Sri. Venkata Swami was incharge of the addl. appointment for 10 months and the pay of that post was not drawn by anyone Hence the representation seem to deserve consideration. Submitted for orders with financial concurrence.

WA 2/24.

4) In an analogous case, namely, that of Sri Sathyan, it was held that S.p.t. arrangement was inadmissible, as the vacancy admitted of permanent arrangement and there was no absentee within the meaning of Art. 65 of M.S.R. It was also held that it was unusual to make S.p.t. arrangements in such cases. The Connected Coll". may kindly be put up. It may be

Representation of Sri D. Venkataswami B.Sc.,

General and Revenue Secretariat (D) | File No. 4338/49 | of 195 | App. F. III-2
WD 07558—GPB—1,000—28-1-50

Serial No.

well to have the point verified by a Repre. to A. G.

20.4.50.

5) An extract from the file bearing No. 8429/CB. regarding the representation of Sri R. N. Sri Satyan is placed below.

24/4.

6) If approved, this may be sent s/o to the A. G. for verifying the point whether G.P.F. arrangements can be made as requested and whether the benefit of the full salary of the appointment viz. Rs. 800 may be allowed as claimed without prejudice to the duty allowance of Rs. 100/- already drawn. It may be added that although the post of General Mgr. M. G. R. T. Deptt. has been held by Officers drawn from the Cadre of D. Cs, the pay of the appointment itself has not been fixed. 7) Yes Secy R 24.4.50.

24.4.50.

U.O. No. 13/CB Dated 25th April 1950

Forwarded with Compliments to the Accountant General, Bangalore, for favour of verification and return

Secy. Ramakrishnaiya
for Chief Secretary to Govt.

24/4

24.4.50.

P.T.O.

'X'

G. A. D. SN.
U.O. No. 1068
RECD ON 11.5.50
Date.

8.7.7/8pm
26.4.50
GAD

for Shamanna
26/4.

24/4

NOTE.—Contn. Sheet

(40) 178/7.7.50 Representation of Sri D. Venkata swamy

File No. U.O. 325/GAD. 4328 CB 1955-7- of 1950.

General and Revenue Secretariat

Serial No.

Returned with compliments.

a) 1. The substantive appointment of Sri D.Venkataswamy in the Railway Department is that of Assistant Loco Superintendent in the grade Rs. 250-20-450. When he was appointed as Deputy General Manager of the Road Transport Department, he was granted a Duty Allowance of Rs. 100/- in addition to his substantive pay.

b) 2. When he was asked to be in additional charge of the duties of the General Manager also from 18-4-1949 to 18-2-1950, he was granted a charge allowance of Rs.80/- per mensem in addition (although the revision pay of the post of the General Manager has not been fixed).

c) 3. S.p.t. arrangements are admissible only in cases in which an officer is appointed to officiate in a higher appointment. In the present case, although the vacancy may admit of s.p.t. arrangements, as Sri D.Venkataswamy was not appointed to officiate as General Manager from 18-4-49 to 18-2-50, there can be no question of making his tenure as General Manager, s.p.t. now.

ACCOUNTANT GENERAL, MYSORE.

Kmn.

CHIEF SECRETARY 41 7 JUL 1950 CB GOVT. OF MYSO

7/7 KMR 7/7/50.

a) Submitted for general order with reference to para 6 and 7 of the notes.

8/7.

8.7.50.

~~Please note the period for which Sri D.Venkataswamy was in addl charge of the duties of the Gen. Manager, Mysore Road Transport and~~ 181

b) please also put up the file leading to the grant of the charge allowance to Sri Venkata Swamy.

KMR 12/7/50.

(b) Representation of Sri D. Venkataswamy

General and Revenue Secretariat | File No. 4338/CB of 195 | [App. F. III-2

WD-07558—GPB—1,000—28-1-50

Serial No.

14) The Com^n's referred to in the preceding paragraph are put up.

15) The un-official note of the A. G. is for perusal.

13.7.50 16) The file no. 438-48-(1) leading to the placing of Sri D. Venkataswamy, Dy. Gen. Manager, in additional charge of the duties of the Gen. Manager, Mysore Govt. Road Transport Deptt. does not specify the period for which the addl. charge was to last. He was actually in addl. charge from 18-4-49 to 18-2-50 i.e. for 10 months. A charge allowance of Rs 80/- pm. was granted for the addl charge held by Sri Venkataswamy.

17) The Govt order dated 25-6-48, sanctioning the post of Gen. Manager says that an officer of the status of a Dy. Comr. should be appointed as Gen. Manager. ~~[illegible]~~ A charge allowance of Rs 80/- pm. was granted presuming that the minimum pay of the appointment may be taken at Rs 800/- which is same as that of a Dy. Comr., III class.

18) Sri Venkataswamy could have been appointed to act as Gen. Manager being the next senior Gazetted officer in the Deptt. The reasons for not giving effect to this arrangement are not known, though

NOTE—Contn. Sheet

such an arrangement was admissible. When the has not been appointed to act as Gen. Manager the question of making them S.P.J. in that appointment does not arise.

19) Sri Venkataswamy has reverted to the Rly. Deptt. He was in addl. charge for a period of ten months which is a ~~reasonably~~ fairly long period. The addl. charge has entailed a substantial increase of responsibility and some addl work. The Ag. and S.P.J. arrangements in the vacancy in question is admissible, as the post remained vacant. The question of appointing Sri Venkataswamy as Ag Gen. Manager and then as S.P.J. may perhaps be considered favourably in the circumstances explained.

20) This is a schedule matter.

Secy. L.S.G) 20/7/50 Hmk 15/7/50
Chief Secy) 17/7/50 Hmk 18/7/50.

21) He was, on Dy. G.T., already getting his grade pay Rs and d.A of Rs (on) - addition to this he has been drawing addl charge allce of Rs 80/- p.m. There is no need for any thing more, & he has been treated very well indeed, and in any case the pay of Rs 250 not Rs 200 has been fixed if we become necessary to grant "acting" allce thereon.

No. Date. L.S.G. SECRETARIAT

No. 4338 17/7

GENERAL & REVENUE SECRETARIAT 18 JUL 1950 CONFIDENTIAL BRANCH

35-58 18 JUL 19 GOVT. OF MY

General and Revenue Secretariat

Representation of Sri D. Venkata Swamy

App. F. III-2

File No. 4338/CB of 195

WD 07558—GPB—1,000—28-1-50

Serial No.

His hearing been s/p.h. here, - if this be granted at all -, is not going to be given advantage to him as his present place as the by depth, which he also has given up, & to which he has reverted.

15.7.50

Chief Minr
Hon Dist Secy
W/s

23) 21.7.50.

24) May be seen by the Hon Rev Min: for remarks if any.

H.E.D
25.7.50

25) I have no remarks to offer. I agree with the views of the Chief Secy. H 4/8/50.

26) The Hon Rangoon may see Ch: Min—

H.E.D
8/8/50.

27) Council meeting.

Kcc.
1/8

1/8
14/8

28. Draft of Council note put up for approval

H.E.D
17/8/50.

29) Please put up fair draft.

17.6.50.

NOTE—Contn. Sheet

GENERAL & REVENUE SECRETARIAT
U. O. NO. FL. 4097
20 JUL 1950

GENERAL & REVENUE SECRETARIAT
22 JUL 1950
CONFIDENTIAL BRANCH.

Office of the Chief Minister
No. 2859
Date of Receipt 24/7

OFFICE OF THE MINISTER FOR REVENUE & PUBLIC WORKS
No. 5314
Dated 25/7/50

OFFICE OF THE MINISTER FOR FINANCE & INDUSTRIES.
No. 3048
Date 7-8-50

Office of the Chief Minister
No. 3904
Date of Receipt 8/8

14/8/50

Representation of Sri D Venkataswamy

File No. 4338/CB of 195 .

General and Revenue Secretariat

Serial No.

30) Fair copy is put up for approval.

CKJ 19/8/50.

Secy. L.S.G.) KmR 19.8.50

19.8.50

Chief Secy) 31) KmR 29.8.50

GENERAL & REVENUE SECRETARIAT 29 AUG 1950 CONFIDENTIAL BRANCH

32) C.N. offd. L.S.G. Ker on C.L.

31/8. KmR 31/8/50

No 5908 Date 28/8

CHIEF SECRETARY 4998 30 AUG 1950 GOVT. OF MYSORE

GENERAL & REVENUE RETD. Council Section 4 SEP 1950 CONFIDENTIAL BRANCH

Council File No. C. 266/50-51. For Consideration at a Meeting of Council KmR 4.9.50

4.9.50.

4.9.50.

C.266/50-ST.

Extract from the Proceedings of the 77th *Meeting of the Mysore Council of Ministers held at ~~Bangalore on~~* 16th October *19*50

SUBJECT:

Representation of Sri D. Venkataswami, Deputy General Manager, Government Road Transport Department, Bangalore, for treating the period during which he held the office of the General Manager, as on S.P.T. basis, without prejudice to the duty allowance drawn by him during that period.

OPINION OF THE COUNCIL.

33) He might be treated to have acted as General Manager from 18-4-1949 to 18-2-1950 and the acting allowance of Rs.160/- p.m., (instead of the charge allowance of Rs.80/- p.m.) without prejudice to the duty allowance drawn by him during the period, may be sanctioned.

Sd. K. Chengalaraya Reddy,
CHIEF MINISTER.

For further action.

C.B.)

18/10/50

"EXTRACT"

Chief Secretary to Government.

(12) Representation of Sri D. Venkata Swamy. Re. By - G.M. Road Transport

General and Revenue Secretariat | File No. 4338/CB of 19 49 | [App. F. III-2

WD 010852- GPB—30,000—14 7-50

Serial No.

Draft of G.O. is put up for approval.

HPA 19/49.

For perusal before issue. Secy. (Y.S.G.) 20/10/50

19.10.50.

Signed copies of G.O. No. 10785-88/CB. 262-50-1 dated 25th Oct. 1950 are placed below.

Supt. Fin. Br. W&C

25/10/50.

25.10.50.

Memo no 3596/26-10-50.

Hon'ble has seen.

26/10

26/10

26/10

27.10.50.

27/10

27/10

10785-88/CB. 262-50-1 dt 25/10/50.

To

1) The General Manager Hys. Govt. R.T. Dept.

2) A.G. Hon'ble Ministers.

3) Gen. Manager. Hys. Bg.

4) Sri D. Venkatasamy.

Sanction is accorded to allowance to Sri D. Venkatasamy for 18-4-49 to 18-2-50 when he was in charge of the duties of the General Manager Hys. for Road Transport Dept.

NOTE—Contn. Sheet.

4338/CB
8.4.48

THE GOVERNMENT OF MYSORE.

No. MRT 6207/49-S
Encl: One

OFFICE OF THE GENERAL MANAGER,
MYSORE GOVERNMENT ROAD TRANSPORT,
LALBAGH ROAD, BANGALORE CITY.

Dated 4th March 19 50.

To

The Secretary to the Government of Mysore,
Local-self Government Department,
B A N G A L O R E.

SECRETARY, 6505 8/3/50, MYSORE TRAFFIC BOARD

No. HB Sir
Date. 6/3
GENERAL DEPARTMENTS

7/3/50

Re: Representation of Sri.D.Venkataswami, B.Sc.

I have the honour to forward herewith, in original a representation dated 27th February 1950 of Sri. D. Venkataswami, B.Sc., Deputy General Manager, Road Transport Department, Bangalore, for favour of necessary action.

This may be sent to CB for further action
L S G. Secy
CB
9/3/50
12/3/50
14/3/50

Yours faithfully,
9/3/50
GENERAL MANAGER.

No. VR/180
Date. 9/3
GENERAL DEPARTMENTS

GENERAL & REVENUE SECRETARIAT 1950 CONFIDENTIAL BRANCH

To

The Secretary to the Government of Mysore,
Local Self Government Department,
BANGALORE.

Through,

The General Manager,
Mysore Government Road Transport Dept.,
Bangalore.

Sir,

I beg to state that, under Orders of Government issued in No.8212/C.B.438-48-1 dated 8th April 1949 I was appointed as Manager-in-charge of the Mysore Government Road Transport Depa with effect from 18th April 1949 and continued in that capacit till 18th February 1950 and on which date I handed over charge per Government Notification No.10982/C.B.19-49-5 dated 16th February 1950. I may be permitted to state that, ever since m appointment as Deputy General Manager and also during the 10 months of my holding charge of the duties of the General Manag addition to my own duties as Deputy General Manager, I had striv to organise the Department in several directions. When I took over charge from Sri.K.M.Narasimhaiya, there were 98 Routes in operation and the number of Routes has steadily increased to 17 and as a consequence of which, new problems of management such a the maintenance of the Services at a fairly high standard of efficiency, organisation of the Maintenance Depot, setting up of a Workshop, equipping the Stores with the necessary materials and above all measures to prevent leakage of Revenue had to be tackl on a satisfactory basis. I spared no pains in the discharge of my responsible duties to the best of my ability with the sole a of making the Scheme of Nationalisation of Road Transport a success in Mysore, inspite of several handicaps and difficulties working for long hours daily without even availing any Holiday or leave during this period. The results so far achieved

P.T.O.

The results so far achieved will bear ample testimony to the drive, energy and initiative brought to bear on my work.

Government were pleased to sanction a charge allowance of Rs.80/- only for the increased duties and responsibilities I had to shoulder and in this connection, I may be permitted to state that generally in-charge arrangements are made for a very short period and as an exception to this rule, I was placed in charge for a period of 10 months and the allowance so paid is not commensurate with the responsibility devolved on me. As no part of the salary of the post of the General Manager was drawn by anybody else, the vacancy admits of special arrangements being made under Article 65 of Mysore Service Regulations.

In view of the fact that I was actually discharging the arduous duties of the General Manager, I pray that the above appointment may kindly be deemed to have been held by me on 'Substantive Pro Tempore' basis and the benefit of the full salary of the appointment viz., Rs.800/- allowed to me as a special case, without prejudice to the Duty Allowance of Rs.100/- drawn by me during the above period i.e., from 18th April 1949 to 18th February 1950(both days inclusive) and for which act of kindness, I remain ever grateful.

I remain,
Sir,
Your faithfully.

Deputy General Manager
27/2/50

Bangalore
Dated 27-2-1950.

G. R. S. App. F VI—G. 2]

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 195 .

Date of issue.....195

Signed by .....

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette, English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Notfn No. 82 12 / CB. 438-48-1 dated 9.4.50 placing Sri D. Venkateswamy B.Sc., Dy. Genl Manager, Mysore Govt. Road Transport ~~Order thereon. No.~~ Deptt. in additional charge of the duties of the Genl. Manager, Mysore Govt. Rd. ~~Transport~~ Transport Dept. until further orders.

2. G.O. No. 685-86. CB. 15-49-4. dated 15 July 49. Sanctioning the grant of a charge allowance of Rs. 80/ P.M. to Sri D. Venkatesa Swamy from the date he was in addl. charge of the duties of the

P.T.O.

General Manager, Hyd. Govt Road Transport. Dis. 18-4-49.

3. Letter No. M.R.T. 6207/49-50 dated 4th March 1950, from the General Manager, Hyd. Govt. Road Transport, forwarding the representation of Sri D. Venkataswamy B.Sc., requesting that the period during which he was in additional charge of the duties of the Gen. Manager viz. 18-4-49 to 18-2-50 may be treated as S.P.T. with the benefit of the full salary of the appointment, without prejudice to the benefit of pay which he was allowed to draw as Dy. Manager.

4. U.O. Note No. 325/G.P.O. dt 5-7-50 from the Dy. Secy (Genl.) to Govt. forwarding his remarks in the matter.

List of Enclosures.

Copied by

Examined by

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*).

Order No. 10 785-88(B262-50-1
D. 25. 10. 50

Sri D. Venkata swamy ~~A.D.C~~ may be treated to have acted as Genl. Manager from 18-4-49 to 18-2-50 and an acting allowance of Rs (60)- (rupees one hundred & sixty) p.m.;- in stead of the charge allowance of Rs 80/- p.m. which in G.O. No 15-7-49, may be paid to him in addition ~~Safeguarded & with out prejudice~~ to the Duty Allowance ~~of Rs~~ drawn by him.

for Chief Secy to Govt

To

1) The Genl. Manager,
Mysore Govt Road Transport
Bhe.
2) A.G. through D.O.
3) Genl. Manager, H.S.Ry.
3) Sri D. Venkatswamy

20/10/50

20/10/50

Sri
Lg. 10.50.

WD 06819—GPB—25,000—26-7-49

COUNCIL NOTE.

SUBJECT:

Representation of Sri D.Venkataswamy, Deputy General Manager, Government Road Transport Department, Bangalore, for treating the period during which he held the Office of the General Manager, as on S.P.T. basis without prejudice to the Duty Allowance drawn by him during that period.

Sri K.M.Narasimhiah, who was the General Manager, Government Road Transport Department, was posted as Secretary to Government, Education Department, in Government Notification dated 9th April 1949. Sri D.Venkataswamy, Deputy General Manager, was placed in additional charge of the duties of the General Manager and he took charge of this office on 18th April 1949. In consideration of the additional charge held by him he was allowed, in Government Order dated 15th July 1949, to draw a charge allowance of Rs.80/- per mensem, for the period from 18th April 1949 to 18th February 1950.

He has now represented that he may be treated to have held the post on S.P.T.basis, and that the benefit of full salary of the appointment, viz., Rs.800/- per mensem may be allowed to him as a special case without prejudice to his Duty Allowance of Rs.100/- per mensem. He also states that this would be in accordance with the rules laid down in Article 65 Mysore Service Regulations.

The remarks of the Accountant-General in the matter were obtained and he is of the following opinion:

"The substantive appointment of Sri D.Venkataswamy in the Railway Department is that of Assistant Loco Superintendent in the grade Rs.250-20-450. When he was appointed as Deputy General Manager of the Road Transport Department, he was granted a Duty Allowance of Rs.100/- in addition to his substantive pay.

When he was asked to be in additional charge of the duties of the General Manager also from 18th April 1949 to 18th February 1950, he was granted a charge allowance of Rs.80/- per mensem in addition (although the revision pay of the post of the General Manager has not been fixed).

(contd....

S.P.T.arrangements are admissible only in cases in which an Officer is appointed to officiate in a higher appointment. In the present case, although the vacancy may admit of S.P.T.arrangements, as Sri D.Venkataswamy was not appointed to officiate as General Manager from 18th April 1949 to 18th February 1950, there can be no question of making his tenure as General Manager, S.P.T.now".

When the papers were referred to the Chief Secretary, he has remarked as follows:-

"He was, as Deputy General Manager, already getting his grade pay plus a Duty Allowance of Rs.100/-. In addition to this he has received a charge allowance of Rs.80/- per mensem. There is no need for anything more, as he has been treated very well indeed, and in any case, the pay of the post not having been fixed it would be unnecessary and not correct to grant 'acting' allowance thereon. His having been S.P.T.here,-if this be granted at all -, is not going to be of any advantage to him in his present place in the Railway Department which has also left our hands and to which he has reverted".

The Hon'ble Minister for Revenue and Excise and the Firancial Secretary agree with the Chief Secretary, and the Chief Minister has ordered that the matter be brought before a Meeting of the Council.

The points for consideration are (1) whether the period from 18th April 1949 to 18th February 1950 during which Sri D.Venkataswamy was in charge of the additional duties of the General Manager, should be treated as S.P.T. with the benefit of full salary of the appointment. This would mean paying the Officer Rs.800/- p.m. (while his substantive pay is Rs.440/- p.m.); (2) It is also for consideration if, in addition, he should also be allowed to draw the D.A. of Rs.100/- p.m. which was sanctioned to him as Deputy General Manager and which went with his substantive pay of Rs.440/- p.m.

H.M. Ramakrishnaiya
Chief Secretary to Government.
CKS

Council File No.C.266/50-51.
For Consideration
at a Meeting of Council
O/C.
6.9.50.

DRAFT COUNCIL NOTE

Subject: Representation of Sri.D.Venkataswamy, Deputy General Manager, Government Road Transport Department, Bangalore, for treating the period during which he held the Office of the General Manager, as on S.P.T. basis without prejudice to the Duty Allowance drawn by him during that period.

*****

Sri.K.M.Narasimhiah, who was the General Manager, Government Road Transport Department, was posted as Secretary to Government, Education Department, in Governmer Notification dated 9th April 1949. Sri.D.Venkataswamy, Dy. Gen. Mang was placed in additional charge of the duties of the Gener Manager and he took charge of this office on 18th April 1949. In consideration of the additional charge held by him he was allowed, in Government Order dated 15th July 1949, to draw a charge allowance of Rs.80/- per mensem, ~~This Officer was in additional charge of the duties of the General Manager~~ for the period from 18th April 1949 to 18th February 1950.

He has now represented that he may be treated ~~the appointment of which he was in additional charge during the above period may~~ be treated to have ~~been~~ held ~~by him~~ on S.P.T. basis, and That the benefit of full salary of the appointment viz., Rs.800/- per mensem may be allowed to him as a special case without prejudice to his Duty Allowance of Rs.100/- per mensem. He also states that this would be in accordance with the rules laid down in Article 65 Mysore Service Regulations.

Article 65 of Mysore Service Regulation reads as follows:

"An Officer may be appointed substantively PRO TEMPORE on full pay without prejudice to the lien of the absentee, in place of-

(1) an absentee who draws no part of the pay of his appointment;

(2) an officer holding a temporary appointment or

on deputation within the meaning of Article 55 or 57 if the temporary appointment or deputation is for six months or more.

The full pay of an officer thus appointed substantively for a time may, in like manner and upon the same condition, be given to a substitute similarly appointed. The status of an officer appointed substantively PRO TEMPORE under this Article is that of an acting officer, and if he is appointed to officiate in a higher appointment, his salary is reckoned upon his substantive pay proper and not upon the pay of the appointment he held substantively PRO TEMPORE.

NOTE 1.- This rule is subject to the proviso that the salary of an officer who is substantive PRO TEMPORE in one appointment and who is appointed to officiate in a higher appointment shall not be less than that which he drew while holding the substantive PRO TEMPORE appointment. While appointed to officiate in a higher appointment or in a higher class, the officer does not cease to hold the former appointment substantively PRO TEMPORE unless expressly reverted; and unless the officiating appointment is expected to last for at least three months, the authority appointing him may not revert him to his substantive appointment merely for the purpose of appointing another officer to the substantive PRO TEMPORE appointment.

NOTE 2.- Full pay is not to be drawn under Articles 64 and 65 as a matter of course, or unless the officer claiming it has been formally appointed "provisionally" or "substantively PRO TEMPORE" by competent authority."

The remarks of the Accountant-General in the matter were obtained and he is of the following opinion:

"The substantive appointment of Sri.D.Venkataswamy in the Railway Department is that of Assistant

Loco Superintendent in the grade Rs.250-20-450. When he was appointed as Deputy General Manager of the Road Transport Department, he was granted a Duty Allowance of Rs.100/- in addition to his substantive pay.

When he was asked to be in additional charge of the duties of the General Manager also from 18th April 1949 to 18th February 1950, he was granted a charge allowance of Rs.80/- per mensem in addition (although the revision pay of the post of the General Manager has not been fixed).

S.P.T. arrangements are admissible only in cases in which an officer is appointed to officiate in a higher appointment. In the present case, although the vacancy may admit of S.P.T. arrangements, as Sri.D. Venkataswamy was not appointed to officiate as General Manager from 18th April 1949 to 18th February 1950, there can be no question of making his tenure as General Manager, S.P.T. now!

When the papers were referred to the Chief Secretary he has remarked as follows:-

"He was, as Deputy General Manager, already getting his grade pay plus a Duty Allowance of Rs.100/- In addition to this he has received a charge allowance of Rs.80/- per mensem. There is no need for anything more, as he has been treated very well indeed, and in any case, the pay of the post not having been fixed it would be unnecessary and not correct to grant 'acting' allowance thereon. His having been S.P.T. here, - if this be granted at all -, is not going to be of any advantage to him in his present place in the Railway Department which has also left our hands and to which he has reverted".

The Hon'ble Minister for Revenue and Excise and the Financial Secretary agree with the Chief Secretary; and the Chief Minister has ordered that the

matter be brought before a meeting of the Council.

The points for consideration ~~is~~ are (1) whether ~~to treat~~ the period from 18th April 1949 to 18th February 1950 during which Sri.D.Venkataswamy was in charge of the additional duties of the General Manager, ~~as having been held on~~ shd. be treated as S.P.T., ~~basis~~ with the benefit of full salary of the appointment ~~viz.,~~ ~~also paying the Officer his Rs.800/= per mensem without prejudice to his duty Allowance of Rs.100/= per mensem,~~ i.e., Rs 700/- ~~in all p.m.~~

31-8-50

Secretary to Government,
~~L.S.G.Department.~~

CKD

this wd.
which usually paying the Officer Rs 800/- p.m. (while his subst. pay is ~~from Rs 1100/- to~~ Rs 440/- p.m.). (2) He is also ~~for~~ entitled if, in addn, he shd. also be allowed to draw the D.a. of Rs 100/- p.m. which was issued to him as Dy. Collr., ~~when~~ working ~~with~~ with his subst. pay of Rs 2200/- p.m.

19.8.50.

LC/-

19.8.50.